

Issued by the

UNITED STATES DISTRICT COURT

RASHID JAHM

DISTRICT OF

MAILED
CLERKS OFFICESUBPOENA IN A CIVIL CASE
2006 MAY 26 P 12:31Case No. DISTRICT COURT
DISTRICT OF MASS

05 - 11638 JLT

V. Craig Roland
State of Michigan
Kemper Insurance
City of Walpole
TO: Joyce Puff

- ☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below testify in the above case.

PLACE OF TESTIMONY

COURTROOM

DATE AND TIME

- ☐ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION

DATE AND TIME

- ☒ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

Please send me all document copy of checks and any and all file related to above Matter. as you told me when I asked you to send information and document you advise me to send you subpoena.

PLACE

DATE AND TIME

- ☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES

DATE AND TIME

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)

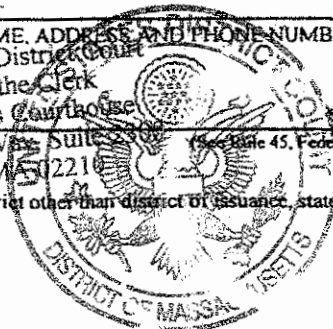
DATE MAR 15 2006

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

United States District Court
Office of the Clerk
United States Courthouse
1 Courthouse Way, Suite 2300
Boston, MA 02210

(See Rule 45, Federal Rules of Civil Procedure, Parts C & D on next page)

* If action is pending in district other than district of issuance, state district under case number.



PROOF OF SERVICE

DATE PLACE

SERVED *Joyce Puff* *Department Manager*

SERVED ON (PRINT NAME) MANNER OF SERVICE

Postal *Postman*

SERVED BY (PRINT NAME) TITLE

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

| Sender: Complete this section | Complete this section upon Delivery: |
|---|--|
| <p>Executed: 1. Complete item 2.</p> <p>2. Print your name and address on the reverse so that we can return the card to you.</p> <p>3. Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Number 7192 6978 2550 1001 3570</p> <p>2. Article Addressed to <i>Joyces Puff</i> <i>1 State St Plaza</i> <i>10th Floor NY, New York</i> <i>10004</i></p> <p>3. Service Type CERTIFIED MAIL</p> <p>4. Restricted Delivery? (Extra fee)</p> | <p>A. Received by (Printed name) B. Date of Delivery <i>Frances Jaquez</i></p> <p>C. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee <i>[Signature]</i></p> <p>D. Is delivery address different from item 2? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, print delivery address below</p> <p>RECEIVED APR 04 2006 NY IDI CLAIMS OPERATIONS</p> |

Rule 45. Fed. (c) PROTECTI

(1) A party subpoena shall t on a person subj was issued shall of this duty an a earnings and rel

(2) (A) A premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

PS Form 3811V, March 2005 (PSN:7530-07-000-0300) Domestic Return Receipt

(B) Subject to paragraph (d) (2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

- (i) fails to allow reasonable time for compliance,
- (ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that, subject to the provisions of clause (c) (3) (B) (iii) of this rule, such a person may in order to

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena, or, if the party in who behalf the subpoena is issued shows substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance at production only upon specified conditions.

(d) DUTIES IN RESPONDING TO SUBPOENA.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the court to make the determination.